G. R. S. 58]

Previous references.

1895-6
~~191~~
(Jn W Nos)

File No. 226

Serial Nos.

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for

SUBJECT.

Passing orders in the Jn matter of the compl of one Ranga Jois, Archak of the Vittal Devaru temple at Veripakha agrahara Jurhashalli Taluk

W D 1351—GPB—20,000—13-12-15

Memo.

Revenue Secretary's
Docket No. 7090 Pte. 1397 dated 3rd Febry. 1896 and its enclosure — viz the memo of the Deputy Commissioner of Shimoga dated 30th September 1895 in the matter of the complaint of one Ranga Jois, Archak of the Vittala Devaru temple at Virupakshi Agrahar, Thirthahalli Taluk.

The archak's complaint relates to 2 descriptions of land, — one an Inam land and the other a Kandayam land — both belonging to the temple. These lands appear to have been alienated by mortgage or otherwise so long ago as 1826.

2. As regards the Inam lan

This land has been registered in the name of the temple. But it having been alienated ~~from the temple~~ more than 50 years ago i.e prior to 31st January 1853, but within 50 years of the 14th December 1867, the land itself cannot be taken away from the possession of the present holders and restored to the temple; and that if an action is to be taken under the late Chief Commissioner's Notification of the 17th November 1879, it will be by ~~simply~~ confirming the lands in the possession of the present holders Hiri yanna Bhatta and Subraya Bhatta and calling upon them to pay to the temple one-half of the Survey assessment on the land.

Extent.
A. Cr.
2 - 14
Jodi to Govt.
Ro. A. P.
9 — 8 — 0

Assessment
Rs A P.
20 — 12 — 0
The Jari portion
Rs. A. P.
11 — 4 — 0

But under the existing arrangements, the present holders pay not only the Jodi on the land directly to Government, but also pay in addition an annual sum of ~~Rs~~ 11-4-0 to the temple, being the amount of Jari Inam as represented by the difference between Jodi and assessment.

The present arrangement ~~is under B~~ an advantageous one to the temple and ~~it by the present holders left~~ and I would not therefore disturb ~~the same~~.

3. ~~As~~ As regards the Kandayam land.

This land not being an Inam, its alienation cannot be dealt

dealt with under the
terms of the late Chief
Commissioner's Notification
dated 17th November 1877.
referred to in para 2
above. The land has all
along been in the possess-
ion of the original alienees
and their representatives,
the present holders of
the land are Hiriyanna
Bhatta and Subraya Bhatta
and it was only very
recently, in 1891, that the
Patta for the land appears
to have been granted
in the name of the archak,
Ranga Jois, with the
consent of one Veerappaya,
a descendent of the original
alienees, in whose name
the Patta had evidently been
executed at the time,

time but who, however, had, at the time of this transfer, had not ~~a Patta~~ actual possession of the land ~~whatsoever in the land~~.

4. The archak Ranga Bhatta, does not now claim the land in question in his own right; but he simply does so ~~states that the land belongs~~ on behalf of the temple. He may therefore not have any objection to the Patta being transferred in his own name ~~of the temple~~. But this by itself will not be of any pecuniary advantage to the temple, unless the present holders of the land, Hiriyanna Bhatta and Subraya Bhatta pay annually to the temple a small fixed annual rent to the temple in recognition of the

~~the fact that the land is~~
the temple ~~property~~ property belonging to it is owned
possible that these persons
will consent to such ~~an~~ a
~~arrangement~~ out of
regard to the interests
of the temple, if the matter
is properly explained to
them by ~~the Asst. Dist. Atty.~~ Dist. Atty.

M

67

610

Gen. 30.] 1896

From The Revenue Secretary to the Government of Mysore

To

The Mzy.roy Secretary to the Government of Mysor

Dated

Despatched 7 3 February/96

Received

General No. 7090
Pet: No. 1397

Enclosure No. one

orwarding herewith a
y the Memo received
the Deputy Commissioner
of Shimoga explaining the
facts relating to the complaint
of Ranga Jois Archak of
Vithala Devaru temple at
Virupakshe agrahar, Tirthe
halli Taluk, regarding the
receipt of Kandayam of the
temple lands from the person
in possession thereof, has the
honor to request the favor
of the Mzgrai Secretary's opinion
in the matter. All the lands
seem admittedly to be temple
property, and a portion is Inam.
It would therefore seem that
the Patta and the Inam Register
ought, properly, to be in the name
of the temple By Order

Under Secretary

8-2-96

Rev 5392/3/96

Memo

On the Petition of Ranga Jois, Archik of Vittaldevaru Temple &c in the Virupakshe te Thirthahalli Taluk received, vide Official Memorandum No. Rev 1,158 dated January 1895

Petitioner Ranga Jois, Archik of Vittal devaru of Virupakshapura Agrahar presented a petition to Mr. Abdul Rahman the then Deputy Commissioner (and the same was referred to the Thirthalli Taluk Amildar for enquiry and report) on the 28th February 1892 praying that orders may be passed to put him in possession of the Inam lands belonging to the Temples, which are now enjoyed by Heriyaru bhatta, Subrayabhatta, Thimmanna bhatta and others although the petitioner is the registered holder of the temple lands (which are Sirkar, and Archick of the Temples, and also for the recovery of the Jara amount thereon.

Vide Kumarese Stella No. 878 of 11th January 1895

2. Upon this, the then Amildar Venkatasubba of the Tirthalli Taluk reported that Petitioner Ranga Jois is the Vahivaldar and Archik of the temples of (1) Narmada Virupaksha devaru (2) Vittaladevaru (3) Subarna Virupaksha devaru and (4) Aswattha Narayana Deva in the Virupaksha Agrahar of the Tirthahalli

Taluk These temples are endowed with both Inam and Government lands noted in the margin* in the Hale Mahisalu village.

Inams S. Nos 35 measuring 2 acres and 14 guntas assessed at Rs 20-4

3. Out of the income accruing from the Inam lands viz Rs 20-12-0, Rs 9-8-0 is paid to Government as Jodi and the remaining sum Rs 11-4-0 to Archak Ranga Jois for the expenses of the temples, the Inam lands being registered in the name of the Temples, and the Government lands belonging to the temples in the name of the Archak Ranga Jois. But all those lands both Inam and Government are in the possession and enjoyment of Hiriyannabhatta and Subrayabhatta of Bhadrigupur village, as their great grandfather Ramabhatta bought them from Virupakshiah and Aswathiah so far back as 69 years ago

G
S. Nos 33 and 35
7 acres and 3 guntas at Rs 20-12-0

4. In the meantime Hiriyanna bhatta of Bhadrigupur village presented a petition to the Deputy Commr on the 14th April 1893 stating that it has already been decided by the Civil authorities that all the said temple lands should remain in his sole possession and enjoyment by paying the Jodi and Kandayam amount to Government and only the Jodi amount viz Rs 11-4-0 to Ranga Jois towards the temple expenses, and that

the Taluk authorities and Archak Ranga Jois refuse either to receive the Jodi and Kandayam amount or the Jari amount to meet the temple expenses; and so requests that orders may be passed to the Taluk authorities to credit the amount in the Taluk Treasury and direct Ranga Jois to receive the Jari as usual

5. Upon this Mr Abdul Rahman Sahab Khan Bahadur, the then Deputy Commissioner upon perusing the entire records issued an order to the Dindigul Taluk Amildar observing that this was a long standing Takrar and that the parties concerned often contested in the Civil and Revenue Courts and that it has been at least decided that the possession and enjoyment of the temple lands by Hiriyannabhatta and Subroya bhatta from a long period, cannot now be disturbed and that it is not advisable to interfere in the matter

Vide Canarese order No 132 the 4th July 1893

6. If Archak Ranga Jois does not like to receive the Jari amount as usual, from Hiriyannabhatta and Subrayabhatta and perform the temple services, he may as well resign his Office, and that Hiriyannabhatta and Subrayabhatta should always abide by the decision of the Inam Settlement

7. Without giving effect to the above

orders, the Taluk authorities erroneously collected the Jodi and Kandayam amount viz Rs 43-4-0 due for the year 1892-93 from Ranga Jois and credited the same in the Virthalli Taluk Treasury and refused to receive the amount from Subrayabhatta, who produced the Jodi and Kandayam in person as well as by Postal Money order

8. After this, Subrayabhatta presented a petition to the Deputy Commissioner on the 23d February 1894 complaining against the Taluk Authorities and stating that Ranga Jois refuses to take the Jodi and Kandayam as well as the Jari amount, although it was remitted to the Amildar and Ranga Jois several times both in person as well as by money order.

9 Upon this the Deputy Commissioner issued a stringent order to the Amildar of the Virthalli Taluk directing that the Kandayam and Jodi amount produced by Subrayabhatta should be credited to Government and the Jari amount held in deposit and that a notice should be issued to Ranga Jois, that if he does not appear and receive the amount within 15 days from the Taluk Office, the amount will be forfeited to Government, and

Vide Canara. or No 1 Feb

and that if he fails to receive the Jari amount accordingly paid by Subrayabhatta year by year, separate orders will be passed directing Subrayabhatta to withhold the payment of the Jari amount.

Vide Amildar's Hukka No 354 dt the 3rd July 1894

10. Upon this, the Amildar submitted a report stating that the amount due on account of the said temple lands has already been collected from Ranga Jois the Archik and Valivatdar of the said temples and credited the same to the Treasury and that the amount due to the temples is not in arrears, and that the amount produced by Subrayabbatta is held in deposit

Rese 1688 -94

11. Upon this the Deputy Commissioner issued an order to the Tirthalli Taluk Amildar, directing again his attention to his former No 13 dated the 13th July 1893 and pointing out the irregularities committed by the Taluk Sheristedar and village Officials by collecting the dues from Ranga Jois in spite of the repeated orders not to do so, and that the amount received from Subraya bhatta held in deposit should be credited to Govt paying back to Ranga Jois the amount received from him and that in future the amount should be collected

from Subrayabhatta ... in
already directed and ——— enjoining
once more to issue a written notice to
Ranga Joisa that if he does not receive
the Jari amount from Subrayabhatta
year by year, it will be considered as his
own mistake

Shimoga — }
30th September 1895 }

Pd/ Raghunatha Rao
for the Commr
Shimoga District

Copy.

[illegible]
Under Secretary

ಕಲಂ ೨೨೭ ಸಿ.ಆರ್.ಪಿ.ಸಿ ಪ್ರಕಾರ ಆರೋಪಿತರ ವಿರುದ್ಧ ಪ್ರಕರಣ ದಾಖಲಿಸಿಕೊಂಡು ತನಿಖೆ ಕೈಗೊಳ್ಳಲಾಗಿದೆ.

ಆರೋಪಿತರು ಸಾರ್ವಜನಿಕ ಸ್ಥಳದಲ್ಲಿ ಅಕ್ರಮವಾಗಿ ಗುಂಪು ಕಟ್ಟಿಕೊಂಡು ಶಾಂತಿ ಭಂಗ ಉಂಟುಮಾಡಿದ್ದು, ಸಾರ್ವಜನಿಕರಿಗೆ ತೊಂದರೆ ಉಂಟುಮಾಡಿದ್ದು, ಸರ್ಕಾರಿ ಕರ್ತವ್ಯಕ್ಕೆ ಅಡ್ಡಿಪಡಿಸಿದ್ದು, ಸರ್ಕಾರಿ ಆಸ್ತಿಗೆ ಹಾನಿ ಮಾಡಿದ್ದು ಕಂಡುಬಂದಿರುತ್ತದೆ. ಆರೋಪಿತರ ವಿರುದ್ಧ ಸೂಕ್ತ ಕಾನೂನು ಕ್ರಮ ಜರುಗಿಸಲು ಕೋರಿದೆ.

ಸಹಿ/-
ಪೊಲೀಸ್ ಇನ್ಸ್‌ಪೆಕ್ಟರ್
ಚಿಂತಾಮಣಿ ನಗರ ಪೊಲೀಸ್ ಠಾಣೆ

ಸಂಖ್ಯೆ: ಕಂದಾಯ/ಭೂಮಿ/೨೦೨೩/೧೪೭೨

ದಿನಾಂಕ: ೧೭ನೇ ಮಾರ್ಚ್ ೨೦೨೩

ಸುತ್ತೋಲೆ

ವಿಷಯ: ಕಂದಾಯ ಗ್ರಾಮಗಳಲ್ಲಿ ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯ ಮಾರಾಟ ಮತ್ತು ಹಸ್ತಾಂತರಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ.

ಕಂದಾಯ ಗ್ರಾಮಗಳಲ್ಲಿ ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯ ಮಾರಾಟ ಮತ್ತು ಹಸ್ತಾಂತರಕ್ಕೆ ಸಂಬಂಧಿಸಿದಂತೆ ಹಲವಾರು ಸಂದರ್ಭಗಳಲ್ಲಿ ಸಾಗುವಳಿದಾರರು ಮತ್ತು ಖರೀದಿದಾರರಿಗೆ ಗೊಂದಲ ಉಂಟಾಗುತ್ತಿರುವುದು ಗಮನಕ್ಕೆ ಬಂದಿದೆ. ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯನ್ನು ಮಾರಾಟ ಮಾಡಲು ಅಥವಾ ಹಸ್ತಾಂತರಿಸಲು ಸರ್ಕಾರದ ಪೂರ್ವಾನುಮತಿ ಅಗತ್ಯವಿದೆಯೇ ಎಂಬ ಬಗ್ಗೆ ಅನೇಕರಿಗೆ ಸ್ಪಷ್ಟತೆ ಇಲ್ಲದಿರುವುದರಿಂದ ಈ ಸುತ್ತೋಲೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ.

ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯನ್ನು ಮಾರಾಟ ಮಾಡಲು ಅಥವಾ ಹಸ್ತಾಂತರಿಸಲು ಸರ್ಕಾರದ ಪೂರ್ವಾನುಮತಿ ಅಗತ್ಯವಿದೆಯೇ ಎಂಬ ಬಗ್ಗೆ ಅನೇಕರಿಗೆ ಸ್ಪಷ್ಟತೆ ಇಲ್ಲದಿರುವುದರಿಂದ ಈ ಸುತ್ತೋಲೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ. ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯನ್ನು ಮಾರಾಟ ಮಾಡಲು ಅಥವಾ ಹಸ್ತಾಂತರಿಸಲು ಸರ್ಕಾರದ ಪೂರ್ವಾನುಮತಿ ಅಗತ್ಯವಿದೆಯೇ ಎಂಬ ಬಗ್ಗೆ ಅನೇಕರಿಗೆ ಸ್ಪಷ್ಟತೆ ಇಲ್ಲದಿರುವುದರಿಂದ ಈ ಸುತ್ತೋಲೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ. ಸಾಗುವಳಿ ಚೀಟಿ ಹೊಂದಿರುವ ಭೂಮಿಯನ್ನು ಮಾರಾಟ ಮಾಡಲು ಅಥವಾ ಹಸ್ತಾಂತರಿಸಲು ಸರ್ಕಾರದ ಪೂರ್ವಾನುಮತಿ ಅಗತ್ಯವಿದೆಯೇ ಎಂಬ ಬಗ್ಗೆ ಅನೇಕರಿಗೆ ಸ್ಪಷ್ಟತೆ ಇಲ್ಲದಿರುವುದರಿಂದ ಈ ಸುತ್ತೋಲೆಯನ್ನು ಹೊರಡಿಸಲಾಗಿದೆ.

Gen. 30.]

1896

MUZRAI.

From

To

The Secretary to Govt
Genl & Rev: Depts.

Dated 2 March 1896

Despatched

Received /

Enclosure No. 1

General No. 953 P
Muzrai F. No.

His docket no 7090
Pet no 139

of 3d Feb: 96 calling for the Opinion of the Undersigned in the matter of the Complaint preferred by one Rungaiois, Archak of Vittal Devaru Temple, Virupaksha Agrahara, Sirihalli Taluq.

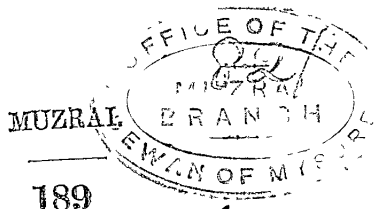
Has the honor to forward herewith a Memo embodying the views of the under

-dified in respect of
the Complaint- in
Question.

By Order

Asst. Secretary.

Asst.



MUZRAL

189

From

The Secretary to the
Government of Mysore.

To The Muzrai Secretary

Dated 12th
Despatched April 97
Received
General No. 9018-19
Muzrai F. No. P 1528
Enclosure No.

Recording the correspondence ending with the Letter no: 966/853 dtd 17th March 97 from the Dy: Comr. Shimoga &t regarding the appeal against the order of the Shimoga Dy: Comr for the recovery of Kandayam due on the Inam lands of Vittala Devaru temple, Viripaksha agrahar. Nisthalle Tale

Proceedings of the Government of Bombay

Read:-

Petition No. 1623 dated 6 December 1894 from Ramya Jois, Archak of Vittaladevaru temple, Virupakshi Agrahar, Sorrabakalli Taluk, appealing against the orders of the Deputy Commissioner Shimoga District directing the recovery of Kandayam due on the temple lands from one Subrayabhatta, although the petitioner is the Archak and the registered Khatedar of the lands.

2. Docket No. 357/201 dated 30 September 1895 from the Deputy Commissioner, Shimoga District, reporting on the above, and stating that both the Government and the Inam lands endowed to the temple are in the possession and enjoyment of Hiranna bhatta and Subrayabhatta of Bhadrajapur village as their great grand father Ramabhatta bought them from Virupakshiah and Aswattiah so far back as 69 years ago, and that they have been paying the Jodi and Kandayam amounts to Government and only the Jari amount Rs 11-4- to Ramya Jois towards the temple expenses

3. Docket No 953 dated 2nd March 1896 from the Munsif Secretary stating that the Inam land which has been registered in the name of the temple having been alienated more than 60 years ago cannot be resumed from the present holders and restored to the temple, that as regards the Kandayam land, it has all along been in the possession of the original alienees and their representatives, that the Archak who claims the land on behalf of the temple may not have

any objection to the Patta being transferred from his name to that of the temple, which arrangement by itself will not be of any pecuniary advantage to the temple unless the present holders of the land, Hiriyanna bhatta and Subrayabhatta pay in addition to the Government assessment a small fixed annual rent to the temple in recognition of the temple proprietorship to the land; and that it was quite possible that these persons would consent to such a payment if the matter was properly explained to them

4. Letter No 966/853 dated 17th March 1897 from the Deputy Commissioner, Shimoga District stating that the holders in possession of the lands referred to have agreed to pay Rs 1-12-- per annum to the temple as rent in addition to Rs 11-4- which they have been paying hitherto.

Order thereon No:- 9018-19 / P 1528

Dated Bangalore 12th April 1897

Recorded.

P Duraiswamy
Assistant Secretary

To

The Deputy Commissioner Shimoga Dist

Inam Secretary

By order
RBL